

AN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

FILED

JB OCT 19 2023

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

Derion Thomas
(20180815131)

(Enter above the full name
of the plaintiff or plaintiffs in
this action)

vs.

Case No: 22-CV-2026
(To be supplied by the Clerk of this Court)

County of Cook
Thomas J Dart
Facility Management
Sgt. Surane
Lt. Phillips
John Mueller

Guzman
Roman

(Enter above the full name of ALL
defendants in this action. Do not
use "et al.")

Amended Complaint

CHECK ONE ONLY:

☒

COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983
U.S. Code (state, county, or municipal defendants)

☐

COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE
28 SECTION 1331 U.S. Code (federal defendants)

☐

OTHER (cite statute, if known)

**BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR
FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.**

I. Plaintiff(s):

- A. Name: Derion Thomas
- B. List all aliases: _____
- C. Prisoner identification number: 20180815131
- D. Place of present confinement: Cook County Jail
- E. Address: 2700 S. California Ave Chicago IL 60608

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

II. Defendant(s):

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

- A. Defendant: County of Cook
Title: Local Govt.
Place of Employment: County of Cook, Chicago IL
- B. Defendant: Thomas J. Dart
Title: Head Sheriff
Place of Employment: County of Cook Chicago, IL
- C. Defendant: Facility Mangement
Title: Cook County Dept. of Facility Mangement
Place of Employment: County of Cook, Chicago, IL

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

D. Defendant: Sgt Surane

Title: Sergeant

Place of Employment: County of Cook, Chicago, IL

E. Defendant: Lt. Phillips

Title: Lieutenant

F. Place of Employment: County of Cook Chicago, IL

F. Defendant: John Mueller

Title: I.I.C Services Director.

Place of Employment: County of Cook Chicago, IL

G. Defendant: Guzman

Title: Cook County Correctional Officer

Place of Employment: County of Cook Chicago, IL

H. Defendant: Roman

Title: Cook County Correctional Officer

Place of Employment: County of Cook Chicago, IL

IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

I am a Pre-trial detainee at "Cook County Jail" and was at all times "Relevant" was a Pre-trial detainee at "Cook County Jail" Chicago, IL.

These Claims stem from a time the Plaintiff was in "Custody" of "Sheriff DART" at the Cook County Jail with Pending Criminal Charges. On 02/27/2022 I was housed in Division 9167 Cell 1088, the cell I was in did not have properly running water. On the first night I was housed in that Cell L.t Phillips came to my Cell because I refused to give the dinner tray back to the C.o's because my water did not work. At that time I notified L.t Phillips about my water situation and she stated to me "I'll put a work order in." I did not have any drinking water until the next day when the plumber came to fix another cell plumbing

problem, I then convinced him to fix mine. Within the same hour the plumber left the water was back not working. The plumber came again on 03/01/2022 and tried to fix my sink again but it still did not work when he left. Between the date of 03/01/2022 and 03/03/2022 I notified Lt Phillips about the continuous issue and she stated to me "I'll put another work order in." On 03/04/2022 I had court via Zoom I talked with Sgt Sorane about my living condition and asked "Can I be move to a cell with running water." He stated to me "Since your toilet workes you can not be moved." I continuously told first, second, and third shift Correctional Officers about my living condition and asked the Co's Can I come out to have a drink of water due to the fact my sink wasn't working and I was extremely dehydrated. But they still denied me and stated "You can only come out your cell for your day room hours." (let it be noted I.I.C only come out come out once a day for a hour while being

housed in R.V). On 03/04/2022 around 9:32pm C.O Guzman and C.O Roman let me and my cell mate out to fill plastic from our lunch/breakfast trays with water to drink while we're in the cell, which is inhumane and unsanitary. Do to their unprofessionalism they did not want to do the proper procedure and move us to another cell they continuously filled plastic with water on different occasion between 03/04/2022 and 03/10/2022. Other C.O's state to me "this what happen to people who come to the hole."

Head Sheriff Thomas J. Dart is responsible for C.C.D.O.C Facility Management and Facility Management is responsible for repairing any issues founded in C.C.D.O.C (Plumbing)

John Mueller was notified about my living conditions and I was suffering due to not having any running water for a period of time. While in my cell something that amounted to punishment towards me and still didn't take the issue serious because he denied my Grievance Appeal without taken in mind this issue was a serious matter but still knowingly disregarded my rights.

Thomas J. Dart, County of Cook, C.C.D.O.C Facility Management added in the duty to properly train and supervise there employees, Specifically Sgt. Surane, Lt Phillips, C.O Guzman, C.O Roman and John Mueller to not violate Cook County Residents due process right by housing them in "Condemn Cells."

Thomas J. Dart, County of Cook, C.C.D.O.C Facility Management failed to Adequately train and Supervise C.C. employees by them not handling the issue the way that they suppose to been trained to do.

Thomas J. Dart, County of Cook, C.C.D.O.C Facility Management Sgt. Sorane, Lt Phillips, C.O Roman, C.O Guzman and John Mueller has a Custom Policy or practice that is so wide spread and on going that it violated the plaintiff rights and other Cook County Residents rights.

Thomas J. Dart, County of Cook, C.C.D.O.C Facility Management Sgt. Sorane, Lt Phillips, C.O Guzman, C.O Roman and John Mueller are doing the opposite of what the Constitution Guarantees

III. List ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal court in the United States:

- A. Name of case and docket number: NONE
- B. Approximate date of filing lawsuit: NONE
- C. List all plaintiffs (if you had co-plaintiffs), including any aliases: NONE
- D. List all defendants: NONE
- E. Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): NONE
- F. Name of judge to whom case was assigned: NONE
- G. Basic claim made: NONE
- H. Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): NONE
- I. Approximate date of disposition: NONE

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. CO-PLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

V. **Relief:**

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I will like the Courts to grant Plaintiff Derieon Thomas Compensatory Damages in the amount this Court deems proper against each Defendant, jointly and Severally, Plaintiff seeks Nominal Damages and Punitive Damages in the amount this Court deems proper against each defendant, jointly and Severally.

VI. The plaintiff demands that the case be tried by a jury. ☒ YES ☐ NO

CERTIFICATION

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this 2nd day of October, 2023

Derieon Thomas

(Signature of plaintiff or plaintiffs)

Derieon Thomas

(Print name)

20180815131

(I.D. Number)

2700 S. California Ave, Chicago IL 60608

(Address)

20180815181

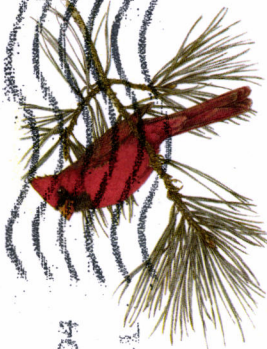
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THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

Clerk of the U.S District Court
United States Court House
219 South Dearborn Street
Chicago IL 60604

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